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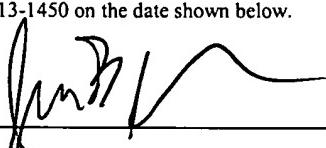
JBH:mcw 08/14/06 1342-66940-01 568019

PATENT
Attorney Reference Number 1342-66940-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: James Hammer**Application No.** 10/728,549**Filed:** December 4, 2003**Confirmation No.** 8784**For:** HYBRID RETAINING WALL SYSTEM**Examiner:** Tiara S. Robertson**Art Unit:** 3637**Attorney Reference No.** 1342-66940-01**CERTIFICATE OF MAILING**

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: MAIL STOP AMENDMENT COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 on the date shown below.

Attorney or Agent
for Applicant(s) Date Mailed August 14, 2006

MAIL STOP AMENDMENT
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

TRANSMITTAL LETTER

Enclosed is an Amendment for the above application. The fee has been calculated as shown below.

CLAIMS AS AMENDED					
For	No. after amendment	No. paid for previously	Present Extra	Rate	Fee
Total Claims	35	- 35*	= 0	\$25.00	\$ 0.00
Indep. Claims	5	- 4**	= 1	\$100.00	\$ 100.00
Mult. Dep. Claims Fee (if not previously paid)					\$180.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$100.00

* greater of twenty or number for which fee has been paid.

** greater of three or number for which fee has been paid.

- A check in the amount of \$100.00 (check no. 124623) is attached.
- Please charge any additional fees that may be required in connection with filing this amendment and any extension of time, or credit any overpayment, to Deposit Account No. 02-4550. A copy of this sheet is enclosed.

- If the Patent and Trademark Office determines that this amendment results in an additional application size fee for pages in excess of 100, please charge the fee to Deposit Account No. 02-4550. A copy of this sheet is enclosed.
- Small entity status is claimed for this application.
- Please return the enclosed postcard to confirm that the items listed above have been received.

Respectfully submitted,

KLARQUIST SPARKMAN, LLP

By



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IBH:jbh
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08/14/06 566993

Attorney Reference Number 1342-66940-01
Application Number 10/728,549

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AMENDMENT

This responds to the Office action dated May 12, 2006. The action sets a three-month period for responding, making a reply due August 14, 2006. Please amend the referenced application as follows:

Amendments to the Claims are reflected in the listing of claims, which begins on page 2.
Remarks begin on page 8.

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